

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

MANI JACOB and LESLEENA MARS,
individually and on behalf of all others similarly
situated,

Plaintiffs,

No. 11 Civ. 160 (JPO)(JCF)

v.

DUANE READE, INC. and DUANE READE
HOLDINGS, INC.,

Defendants.

**PLAINTIFFS' NOTICE OF UNOPPOSED MOTION FOR PRELIMINARY APPROVAL
OF SETTLEMENT, PROPOSED NOTICE OF SETTLEMENT, AND CLASS ACTION
SETTLEMENT PROCEDURE.**

For the reasons set forth in the Memorandum of Law in Support of Plaintiffs' Unopposed Motion for Preliminary Approval of Settlement, Proposed Notice of Settlement, and Class Action Settlement Procedure, and the exhibits attached thereto, and the supporting Declaration of Molly A. Brooks in Support of Plaintiffs' Unopposed Motion for Preliminary Approval of Settlement, Proposed Notice of Settlement, and Class Action Settlement Procedure ("Brooks Declaration"), Plaintiffs respectfully move this Court for an Order:

- (1) Preliminarily Approving the Joint Conditional Stipulation of Settlement and Release, attached to the Brooks Declaration as Exhibit A;
- (2) approving the proposed Notices of Proposed Settlement of Class Action Lawsuit and Fairness Hearing and the Claim Form and Release Notice of Class Action Settlement, attached as Exhibits B, C, and D to the Brooks Declaration, and direct their distribution;
- (3) approving the proposed schedule for final settlement approval; and
- (4) granting such further relief as the Court deems just and proper.

Dated: January 6, 2017
New York, New York

Respectfully submitted,
OUTTEN & GOLDEN LLP

/s/ Molly A. Brooks

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